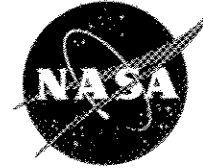


National Aeronautics and Space Administration

Headquarters

Washington, DC 20546-0001



March 5, 2010

Reply to Attn of: General Law Practice Group

TO: Distribution

FROM: Alternate Designated Agency Ethics Official

SUBJECT: Determination Regarding Attendance by NASA Employees at the IMAX Reception on March 9, 2010

On March 9, 2010, IMAX, and co-sponsors Warner Brothers, NASA and NASM, will host a reception at the Smithsonian National Air & Space Museum, in Washington, D.C., from 6:30p.m-10:30p.m. This event is the premiere movie screening of IMAX Hubble 3D.

The reception will be attended by senior leaders of the aerospace industry, representatives of trade associations and academia, Congressional staff, and employees of other Federal agencies. Approximately 900 people have been invited. The estimated cost of the reception, which includes all food and beverages, is \$50.00 per person. I find that the event meets the requirements of a "widely attended gathering" as defined in 5 C.F.R. § 2635.204(g).

I further determine that there is an Agency interest in having NASA personnel attend the event because it will further Agency programs and operations. Attendance at the reception will afford NASA representatives the opportunity to discuss NASA's programs with other people in conjunction with the subject matter of the movie premiere. Accordingly, NASA employees whose duties do not substantially affect IMAX or Warner Brothers may accept an invitation for free attendance to the reception and dinner for themselves and their accompanying guests.

However, NASA employees who are in non-career positions for which Executive Order 13490 requires signing an ethics pledge may only attend if they reimburse IMAX and Warner Brothers the cost of the refreshments they and any accompanying guests consume at the reception. Moreover, NASA employees whose duties substantially affect IMAX or Warner Brothers, such as by way of procurement duties, should seek an individual determination pursuant to 5 C.F.R. § 2635.205(g)(3)(1) regarding participation in this event from their local ethics counselor.

A handwritten signature in black ink, appearing to read "Adam F. Greenstone", written over a horizontal line.

Adam F. Greenstone